

\*E-Filed 6/17/10\*

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 THE PRUDENTIAL INSURANCE  
 COMPANY OF AMERICA

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

DONNA C. RAY,

Plaintiff,

v.

THE PRUDENTIAL INSURANCE  
 COMPANY OF AMERICA, a corporation,  
 DOES 1 thru 30, inclusive,

Defendants.

CASE NO. 09-5598 RS

**STIPULATION AND ~~PROPOSED~~  
 ORDER RE: DISCOVERY AND  
 MOTION DEADLINES**

Case Removed: November 25, 2009  
 Orig. Answer Filed: December 2, 2009

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

As directed by the Court at the Case Management Conference held on June 10, 2010,  
 plaintiff DONNA C. RAY ("Ray") and Defendant THE PRUDENTIAL INSURANCE  
 COMPANY OF AMERICA ("Prudential"), through their respective attorneys of record, hereby  
 stipulate as follows:

1. The parties have met and conferred to determine the scope of additional discovery  
 needed into the issue of the timeliness of Ray's claims, and believe that such discovery can be  
 completed by **September 15, 2010**.

2. Given a September 17, 2010 discovery completion date, the parties propose that  
 any motions on the timeliness issue be filed no later than **September 22, 2010**, to be heard on  
**October 28, 2010**.

1  
2 DATED: June 16, 2010

GORDON & REES LLP

3  
4 /s/ Daniel T. Balmat

5 By

David C. Capell  
Daniel T. Balmat  
Attorneys for Defendant  
THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA

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7  
8 DATED: June 16, 2010

LAW OFFICES OF ROBERT K. SCOTT

9  
10 /s/ Joel S. Poremba

11 By

Robert K. Scott  
Joel S. Poremba  
Attorneys for Plaintiff  
DONNA C. RAY

12  
13 **~~PROPOSED~~ ORDER**

14 Having considered the Parties' Stipulation Re: Discovery and Motion Deadlines, filed  
15 June 16, 2010:

16 **FOR GOOD CAUSE SHOWN, IT IS ORDERED** that discovery into whether  
17 Plaintiff's claims are timely shall be completed by September 15, 2010. Any motions for  
18 summary judgment or other motions based on this issue shall be filed no later than September  
19 22, 2010, to be heard October 28, 2010.

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21 DATED: 6/16/10

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24 Judge, U.S. District Court for the  
25 Northern District of California